

**Louisville Metro Council
Final Agenda**

Members Roll Call:

(D) - Judy Green (1)	(D) - Barbara Shanklin (2)	(D) - Mary C. Woolridge (3)
(D) - David Tandy (4)	(D) - Cheri Bryant Hamilton (5)	(D) - George Unseld (6)
(R) - Kenneth C. Fleming (7)	(D) - Tom Owen (8)	(D) - Tina Ward-Pugh (9)
(D) - Jim King (10)	(R) - Kevin Kramer (11)	(D) - Rick Blackwell (12)
(D) - Vicki Aubrey Welch (13)	(D) - Robert Henderson (14)	(D) - Marianne Butler (15)
(R) - Kelly Downard (16)	(R) - Glen Stuckel (17)	(R) - Jon Ackerson (18)
(R) - Hal Heiner (19)	(R) - Stuart Benson (20)	(D) - Dan Johnson (21)
(R) - Robin Engel (22)	(R) - James Peden (23)	(D) - Madonna Flood (24)
(R) - Doug Hawkins (25)	(D) - Brent Ackerson (26)	

Meeting Date:

07/16/2009

Meeting Time:

6:00 PM

Location:

601 W. Jefferson Street
3rd Floor, City Hall
Louisville, KY 40202

President:

David W. Tandy (4)

Pro-Tem:

Dan Johnson (21)

Address to Council - List

1- List

Introduction of Page(s) - CM Hawkins introduces Coleman Ralls.

Guests: CM Hawkins welcomes Boy Scout Troop #319; CM King welcomes Boy Scout Troop #4. CM Blackwell recognizes Kiva Volleyball Team.

Council Minutes

2- Regular Council Minutes - June 25, 2009

Committee Minutes

3- Regular: Committee of the Whole - June 25, 2009

4- Special: Committee on Committees - June 25, 2009

5- Regular: Committee on Committees - July 14, 2009

Communication From Mayor - Appointments to Board of Health, Vacant Property Review Board, Code Enforcement Board, Westport Road Small Area Plan Advisory Group and Tax Appeals Board.

New Business:

6- O-101-07-09 AN ORDINANCE APPROPRIATING \$6,439.78 FROM THE DISTRICT 11 NEIGHBORHOOD DEVELOPMENT FUND THROUGH THE DEPARTMENT OF FINANCE AND

ADMINISTRATION TO THE BUECHEL HISTORICAL AND PRESERVATION ALLIANCE SUPPORT, INC. TO PURCHASE LAWN CARE EQUIPMENT TO MAINTAIN AND UPKEEP THE BUECHEL TRAIN DEPOT.

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Kevin Kramer

7-

O-102-07-09 AN ORDINANCE APPROPRIATING \$25,000 FROM THE DISTRICT 2 NEIGHBORHOOD DEVELOPMENT FUND THROUGH THE DEPARTMENT OF FINANCE AND ADMINISTRATION TO PETERSBURG/NEWBURG IMPROVEMENT ASSOCIATION INC. FOR OPERATING EXPENSES FOR THE NEWBURG FESTIVAL, BEAUTIFICATION PROJECTS, AND OTHER SMALL PROJECTS.

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Barbara Shanklin

8-

O-113-07-09 AN ORDINANCE APPROPRIATING \$10,000 FROM THE DISTRICT 8 NEIGHBORHOOD DEVELOPMENT FUND THROUGH THE DEPARTMENT OF FINANCE AND ADMINISTRATION TO BROOKLAWN INCORPORATED TO FUND A PUBLIC SCHOOL LIAISON; AND AUTHORIZING FUNDS APPROPRIATED BY ORDINANCE 61, SERIES 2009, TO BE SPENT DURING THE 2009-2010 FISCAL YEAR.

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Tom Owen

9-

O-115-07-09 AN ORDINANCE AMENDING ORDINANCE NO. 91 SERIES 2009 RELATING TO THE FISCAL YEAR 2009-10 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, PART I, SECTION P, CREATING AN EXCEPTION TO A GRANT FOR LIFE INSTITUTE, INC.

Status: On Council Agenda - New Business
Committee: Budget
Primary Sponsor: Judy Green

10-

O-103-07-09 AN ORDINANCE RELATING TO THE APPROPRIATION OF \$1,100,000 FROM THE FIRE EQUIPMENT REPLACEMENT FUND TO SUPPORT THE PURCHASE OF REPLACEMENT VEHICLES AND RELATED EQUIPMENT.

Status: On Council Agenda - New Business
Committee: Budget
Primary Sponsor: Jim King

11-

R-124-07-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT – (SABAK, WILSON AND LINGO, INC. - \$28,500.00).

Status: On Council Agenda - New Business
Committee: Contracts and Appointments
Primary Sponsor: Kelly Downard

12-

R-125-07-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING

NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT –
(FLORENCE DENNING - \$15,000.00).

Status: On Council Agenda - New Business
Committee: Contracts and Appointments
Primary Sponsor: Judy Green

13-

R-135-07-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – (PERITUS PUBLIC RELATIONS, LLC - \$100,000.00).

Status: On Council Agenda - New Business
Committee: Contracts and Appointments
Primary Sponsor: Mary C. Woolridge

14-

R-136-07-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – (CHILTON & MEDLEY- \$15,000.00)

Status: On Council Agenda - New Business
Committee: Contracts and Appointments
Primary Sponsor: Mary C. Woolridge

15-

R-137-07-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - (NORTON HOSPITALS, INC. D/B/A NORTON CANCER INSTITUTE CANCER PREVENTION PROGRAM - \$20,000.00).

Status: On Council Agenda - New Business
Committee: Contracts and Appointments
Primary Sponsor: Vicki Aubrey Welch

16-

R-123-07-09 A RESOLUTION URGING LOUISVILLE METRO CITIZENS TO NOT ALLOW THEIR PANTS TO SAG BELOW THEIR WAIST WHEN IN PUBLIC.

Status: On Council Agenda - New Business
Committee: Community Affairs
Primary Sponsor: Judy Green

17-

R-122-07-09 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT AN \$11,869.00 GRANT FROM THE COMMONWEALTH OF KENTUCKY, DEPARTMENT OF EDUCATION FOR HIV PREVENTION EDUCATION.

Status: On Council Agenda - New Business
Committee: Health & Human Needs
Primary Sponsor: Judy Green

18-

R-133-07-09 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A GRANT FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA), CONNECTED TO THE AMERICAN RECOVERY AND REINVESTMENT ACT (STIMULUS), IN THE AMOUNT OF \$102,000 FOR RENT/MORTGAGE ASSISTANCE AND ADMINISTRATION TO BE USED BY THE LOUISVILLE METRO DEPARTMENT OF HOUSING AND FAMILY SERVICES.

Status: On Council Agenda - New Business
Committee: Health & Human Needs
Primary Sponsor: Mary C. Woolridge

- 19- R-126-07-09 A RESOLUTION DETERMINING ONE (1) VACANT PARCEL OF REAL PROPERTY LOCATED AT 4926 WHEATLEY COURT OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT ("METRO GOVERNMENT") AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS TRANSFER.

Status: On Council Agenda - New Business
Committee: Labor & Economic Development
Primary Sponsor: Barbara Shanklin

- 20- R-129-07-09 A RESOLUTION DETERMINING EIGHT (8) VACANT PARCELS OF REAL PROPERTY LOCATED AT 1510 AND 1514 ANDERSON STREET, 729, 735, 738 AND 739 S. 16TH STREET, AND 1521 AND 1523 MAPLE STREET OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT ("METRO GOVERNMENT") AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING THEIR TRANSFER.

Status: On Council Agenda - New Business
Committee: Labor & Economic Development
Primary Sponsor: David Tandy

- 21- R-128-07-09 A RESOLUTION APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO THE NARROWCAST GROUP LLC PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 24

Status: On Council Agenda - New Business
Committee: Labor & Economic Development
Primary Sponsor: Marianne Butler

- 22- R-130-07-09 A RESOLUTION APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO SPATIAL DATA INTEGRATIONS, INC. PURSUANT TO KRS CHAPTER 154, SUBCHAPTERS 20 AND 24.

Status: On Council Agenda - New Business
Committee: Labor & Economic Development
Primary Sponsor: Marianne Butler

- 23- O-116-07-09 AN ORDINANCE ENACTING A NEW SECTION OF CHAPTER 37 OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES [LMCO] TO ESTABLISH FAIR LABOR STANDARDS FOR TAXPAYER SUBSIDIZED PROJECTS.

Status: On Council Agenda - New Business
Committee: Labor & Economic Development
Primary Sponsor:

Jim King
Rick Blackwell

Additional Sponsor:

Robert Henderson
Vicki Aubrey Welch
Dan Johnson
Mary C. Woolridge

- 24- R-134-07-09 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A DONATION OF APPROXIMATELY \$300,000 FROM MR. AND MRS. DAVID A. JONES TO BE USED TO RELOCATE AND REPAIR PLAYGROUND EQUIPMENT AND PROVIDE NEW EQUIPMENT, PARKING

FACILITIES, FENCING, SIDEWALKS, BENCHES, AND RESTROOMS AT THURMAN-HUTCHINS PARK.

Status: On Council Agenda - New Business
Committee: Parks, Libraries & Arts
Primary Sponsor: Ken Fleming

25-

R-127-07-09 A RESOLUTION REQUESTING THE MAYOR OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND THE GOVERNOR OF THE COMMONWEALTH OF KENTUCKY TO APPOINT A DELEGATION OF KENTUCKY RESIDENTS TO NEGOTIATE AN AGREEMENT WITH REPRESENTATIVES OF THE STATE OF INDIANA FOR THE CREATION OF A BI-STATE AUTHORITY FOR THE PURPOSE OF FINANCING, CONSTRUCTING, AND OPERATING THE PROPOSED OHIO RIVER BRIDGES PROJECT IN LOUISVILLE METRO, AND CLARK COUNTY, INDIANA; AND REQUESTING THE KENTUCKY PUBLIC TRANSPORTATION INFRASTRUCTURE AUTHORITY TO EVALUATE THE ESTABLISHMENT OF A PROJECT AUTHORITY FOR AN OHIO RIVER BRIDGE IN SOUTHWESTERN JEFFERSON COUNTY.

Status: On Council Agenda - New Business
Committee: Transportation/Public Works
Primary Sponsor:

David Tandy
Kevin Kramer
Barbara Shanklin
George Unseld
Glen Stuckel
Hal Heiner
James Peden
Kelly Downard
Mary C. Woolridge
Robert Henderson
Robin Engel
Stuart Benson
Vicki Aubrey Welch
Dan Johnson
Doug Hawkins
Cheri Bryant Hamilton
Jon Ackerson

26-

R-131-07-09 A RESOLUTION RELATING TO THE CREATION OF A BI-STATE AUTHORITY FOR THE PURPOSE OF FINANCING, CONSTRUCTING, AND OPERATING THE PROPOSED OHIO RIVER BRIDGES PROJECT IN LOUISVILLE METRO, AND CLARK COUNTY, INDIANA.

Status: On Council Agenda - New Business
Committee: Transportation/Public Works
Primary Sponsor:

Tina Ward-Pugh
Tom Owen

27-

R-132-07-09 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET CONCERNING A \$67,600.00 GRANT FOR A BICYCLE AND PEDESTRIAN EDUCATION AND PROMOTION PROGRAM.

Status: On Council Agenda - New Business
Committee: Transportation/Public Works
Primary Sponsor: Tom Owen

- 28- R-121-07-09 A RESOLUTION REQUESTING THE LOUISVILLE METRO PLANNING COMMISSION TO HOLD A PUBLIC HEARING AND MAKE A RECOMMENDATION ON A REQUEST TO CHANGE THE NAME OF 34TH STREET, FROM ITS INTERSECTION WITH BROADWAY RUNNING SOUTHWARD TO ITS INTERSECTION WITH ALGONQUIN PARKWAY, TO LOUIS COLEMAN, JR. BOULEVARD.
- Status:** On Council Agenda - New Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Judy Green
- 29- O-108-07-09 AN ORDINANCE CLOSING AN UNNAMED, UNIMPROVED ALLEY, FROM ITS EAST INTERSECTION WITH 22ND STREET, 100 FEET NORTH OF MADISON STREET, RUNNING EASTERLY 120 FEET, TURNING NORTH 61.1 FEET, TURNING WEST 10 FEET, TURNING SOUTH 51.1 FEET, AND THEN RUNNING 110 FEET, BEING AN "L"-SHAPED PARCEL OF RIGHT-OF-WAY, AND CONTAINING 1,710 SQUARE FEET, AND BEING IN LOUISVILLE METRO (CASE NO. 12464).
- Status:** On Council Agenda - New Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen
- 30- O-106-07-09 AN ORDINANCE CLOSING AN UNNAMED 8-FOOT-WIDE ALLEY RUNNING 133.08 FEET ALONG THE SOUTH BOUNDARY OF 653 S. 4TH STREET, LOCATED ON THE EAST SIDE OF S. 4TH STREET, 347 FEET SOUTH OF CHESTNUT STREET, CONTAINING 1064.64 SQUARE FEET, AND BEING IN LOUISVILLE METRO (CASE NO. 12273).
- Status:** On Council Agenda - New Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen
- 31- O-107-07-09 AN ORDINANCE CLOSING AN IRREGULARLY-SHAPED PARCEL OF RIGHT-OF-WAY CONSISTING OF BERGMAN STREET FROM ITS EAST INTERSECTION WITH PRESTON STREET, 165.75 FEET SOUTH OF JACKSON STREET, RUNNING NORTHEASTERLY 178.28 FEET AND TURNING NORTH INTO A 20-FOOT-WIDE UNNAMED ALLEY, AND SAID 20-FOOT-WIDE UNNAMED ALLEY, RUNNING 170.39 FEET, CONTAINING 15,063 SQUARE FEET, BOTH OF WHICH BEING IN LOUISVILLE METRO (CASE NO. 11873).
- Status:** On Council Agenda - New Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen
- 32- O-109-07-09 AN ORDINANCE CHANGING THE FORM DISTRICT FROM NEIGHBORHOOD, TRADITIONAL NEIGHBORHOOD AND TRADITIONAL MARKETPLACE CORRIDOR TO TRADITIONAL NEIGHBORHOOD AND TRADITIONAL MARKETPLACE CORRIDOR ON 86.3 ACRES, AND CHANGING THE ZONING FROM R-5 SINGLE-FAMILY RESIDENTIAL TO R-4 SINGLE-FAMILY RESIDENTIAL ON 164.2 ACRES GENERALLY LOCATED WITHIN THE BOUNDARY CREATED BY SPEED AVENUE TO THE NORTH, CHEROKEE AND SENECA PARKS TO THE EAST, EASTERN AVENUE TO THE SOUTH, AND BARDSTOWN ROAD TO THE WEST, AND BEING IN LOUISVILLE METRO (CASE NO. 12533).
- Status:** On Council Agenda - New Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen
- 33- O-105-07-09 AN ORDINANCE CHANGING THE ZONING FROM R-4 SINGLE-FAMILY

RESIDENTIAL TO R-6 MULTI-FAMILY RESIDENTIAL AND FROM R-4 SINGLE-FAMILY RESIDENTIAL TO R-7 MULTI-FAMILY RESIDENTIAL ON PROPERTY LOCATED AT 7401 ASHBY LANE, CONSISTING OF TWO TRACTS, TRACT ONE CONTAINING A TOTAL OF 8.91 ACRES, AND TRACT 2 CONTAINING A TOTAL OF 12.72 ACRES, AND BEING IN LOUISVILLE METRO (CASE NO. 11704).

Status: On Council Agenda - New Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen

34-

O-104-07-09 AN ORDINANCE CHANGING THE ZONING FROM R-5 SINGLE-FAMILY RESIDENTIAL TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 5300 PRESTON HIGHWAY AND 2814 PARK BROOK LANE, CONTAINING A TOTAL OF 1.1 ACRES, OF WHICH 472 SQUARE FEET ARE REQUESTED TO BE REZONED, AND BEING IN LOUISVILLE METRO (CASE NO. 11209).

Status: On Council Agenda - New Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen

35-

O-111-07-09 AN ORDINANCE AMENDING APPENDICES C AND D OF CHAPTER 162 OF THE LOUISVILLE METRO CODE OF ORDINANCES, PERTAINING TO OVERLAY DISTRICTS, TO ADOPT A REVISED AND UPDATED CHARACTER AND GOALS STATEMENT AND GUIDELINES FOR THE DOWNTOWN OVERLAY DISTRICT.

Status: On Council Agenda - New Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: David Tandy

Adjournment

Announcements

Addendum:

36-

O-6-01-09 AN ORDINANCE IMPOSING A TEMPORARY MORATORIUM ON NEW DEVELOPMENTS WHICH INCLUDE THE RETAIL SALES OF GASOLINE.

Status: For Reintroduction Only
Committee: Labor & Economic Development
Primary Sponsor: Dan Johnson